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HONOURABLE SRI JUSTICE B.PRAKASH RAO
AND
HONOURABLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NOs:12621 & 12623 of 2006

DATED: 18-10-2006

W.P.No.12621 of 2006:

Between:

1. A.Raja Sekhar and 6 others

..... PETITIONERS

AND

1. The Government of Andhra Pradesh, rep.by its Principal Secretary, Medical, Health and Family Welfare Department, Secretariat, Hyderabad and 4 others.

.....RESPONDENTS

W.P.No.12623 of 2006:

Between:

1. N.Eswaraiah and 2 others

..... PETITIONERS

AND

1. The Government of Andhra Pradesh, rep.by its Principal Secretary, Medical, Health and Family Welfare Department, Secretariat, Hyderabad and 4 others.

.....RESPONDENTS

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ORDER:(per Hon'ble Sri Justice B.Prakash Rao)

Heard both sides, and at their request, both the writ petitions themselves are taken up for disposal.

In these two writ petitions, the petitioners are aggrieved against the non-granting of interim orders as sought for pending substantial application which has been filed under Section 19 of the Administrative Tribunals Act.

This Court, initially, granted interim directions as per orders in W.P.M.P.Nos.15674 and 15676 of 2006 dated 23-06-2006 while admitting the writ petitions.

Having heard the learned counsel and also on perusal of the material on record, having regard to the fact that the main OP itself is pending consideration and the writ petition is only against an interim order, we refrain to go into merits of the case.

The writ petition is accordingly disposed of directing the Tribunal to dispose of the main OA itself on merits after hearing both sides. It is also made clear that the respondents herein shall file counters and appropriate application treating the interim order as an ad-interim *exparte* order and take such steps for vacating or otherwise and the same would be considered and disposed of on merits. However, in the circumstances, without costs.

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B.PRAKASH RAO, J

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RAMESH RANGANATHAN, J

18th October, 2006

SKM